

## PATENT COOPERATION TREATY

WO 2005/068752  
PCT/IB2005/050128

From the INTERNATIONAL BUREAU

**PCT**SECOND AND SUPPLEMENTARY NOTICE  
INFORMING THE APPLICANT OF THE  
COMMUNICATION OF THE INTERNATIONAL  
APPLICATION (TO DESIGNATED OFFICES  
WHICH APPLY THE 30 MONTH TIME  
LIMIT UNDER ARTICLE 22(1))

(PCT Rule 47.1(c))

To:

DABBOUSSY, Rodney  
SHELSTON IP  
60 Margaret Street  
Sydney, NSW 2000  
AUSTRALIERECEIVED  
Shelston IP

26 MAY 2006

143685

TO: Initials Date  
RMDDate of mailing (day/month/year)  
18 May 2006 (18.05.2006)Applicant's or agent's file reference  
42325WOP00

## IMPORTANT NOTICE

International application No.  
PCT/IB2005/050128International filing date (day/month/year)  
12 January 2005 (12.01.2005)Priority date (day/month/year)  
12 January 2004 (12.01.2004)Applicant  
SONGEST, Anthony, Donald et al

1. **ATTENTION:** For any designated Office(s), for which the time limit under Article 22(1), as in force from 1 April 2002 (30 months from the priority date), **does not apply**, please see Form PCT/IB/308(First Notice) issued previously.

2. Notice is hereby given that the following designated Office(s), for which the time limit under Article 22(1), as in force from 1 April 2002, **does apply**, has/have requested that the communication of the international application, as provided for in Article 20, be effected under Rule 93bis.1. The International Bureau has effected that communication on the date indicated below:  
28 July 2005 (28.07.2005)

AU, AZ, BY, CN, CO, DZ, EP, HU, KG, KP, KR, MD, MK, MZ, NA, PG, RU, SY, TM, US

In accordance with Rule 47.1(c-bis)(i), those Offices will accept the present notice as conclusive evidence that the communication of the international application has duly taken place on the date of mailing indicated above and no copy of the international application is required to be furnished by the applicant to the designated Office(s).

3. The following designated Offices, for which the time limit under Article 22(1), as in force from 1 April 2002, **does apply**, have not requested, as at the time of mailing of the present notice, that the communication of the international application be effected under Rule 93bis.1:

AE, AG, AL, AM, AP, AT, BA, BB, BG, BR, BW, BZ, CA, CR, CU, CZ, DE, DK, DM, EA, EC, EE, EG, ES, FI, GB, GD, GE, GH, GM, HR, ID, IL, IN, IS, JP, KE, KZ, LC, LK, LR, LS, LT, LV, MA, MG, MN, MW, MX, NI, NO, NZ, OA, OM, PH, PL, PT, RO, SC, SD, SG, SK, SL, SM, TJ, TN, TR, TT, UA, UZ, VC, VN, YU, ZA, ZW

In accordance with Rule 47.1(c-bis)(ii), those Offices accept the present notice as conclusive evidence that the Contracting State for which that Office acts as a designated Office does not require the furnishing, under Article 22, by the applicant of a copy of the international application.

4. **TIME LIMITS** for entry into the national phase

For the designated or elected Office(s) listed above, the applicable time limit for entering the national phase will, **subject to what is said in the following paragraph**, be **30 MONTHS** from the priority date.

In practice, **time limits other than the 30-month time limit** will continue to apply, for various periods of time, in respect of certain of the designated or elected Office(s) listed above. For **regular updates on the applicable time limits** (30 or 31 months, or other time limit), Office by Office, refer to the *PCT Gazette*, the *PCT Newsletter* and the *PCT Applicant's Guide*, Volume II, National Chapters, all available from WIPO's Internet site, at <http://www.wipo.int/pct/en/index.html>.

It is the applicant's sole **responsibility** to monitor all these time limits.

The International Bureau of WIPO  
34, chemin des Colombettes  
1211 Geneva 20, Switzerland

Authorized officer

Cecile Chatel

Facsimile No.+41 22 740 14 35

Facsimile No.+41 22 338 70 60

RECEIVED

Shelston PATENT COOPERATION TREATY

14 MAR 2005

PCT

PCT/IB2005/050128

From the INTERNATIONAL BUREAU

To:

DABBOUSSY, Rodney  
SHELSTON IP  
60 Margaret Street  
Sydney, NSW 2000  
Australia

Mail  
No.

331532

To

NOTIFICATION CONCERNING  
SUBMISSION OR TRANSMITTAL  
OF PRIORITY DOCUMENT

(PCT Administrative Instructions, Section 411)

Date of mailing (day/month/year) 03 March 2005 (03.03.2005)	<b>IMPORTANT NOTIFICATION</b>
Applicant's or agent's file reference 42325WOP00	
International application No. PCT/IB2005/050128	
International filing date (day/month/year) 12 January 2005 (12.01.2005)	
International publication date (day/month/year) Not yet published	Priority date (day/month/year) 12 January 2004 (12.01.2004)
Applicant SONGEST, Anthony, Donald	

- By means of this Form, which replaces any previously issued notification concerning submission or transmittal of priority documents, the applicant is hereby notified of the date of receipt by the International Bureau of the priority document(s) relating to all earlier application(s) whose priority is claimed. Unless otherwise indicated by the letters "NR", in the right-hand column or by an asterisk appearing next to a date of receipt, the priority document concerned was submitted or transmitted to the International Bureau in compliance with Rule 17.1(a) or (b).
- (If applicable) The letters "NR" appearing in the right-hand column denote a **priority document which, on the date of mailing of this Form, had not yet been received by the International Bureau** under Rule 17.1(a) or (b). Where, under Rule 17.1(a), the priority document must be submitted by the applicant to the receiving Office or the International Bureau, but the applicant fails to submit the priority document within the applicable time limit under that Rule, **the attention of the applicant is directed to Rule 17.1(c)** which provides that no designated Office may disregard the priority claim concerned before giving the applicant an opportunity, upon entry into the national phase, to furnish the priority document within a time limit which is reasonable under the circumstances.
- (If applicable) An asterisk(\*) appearing next to a date of receipt, in the right-hand column, denotes a **priority document submitted or transmitted to the International Bureau but not in compliance with Rule 17.1(a) or (b)** (the priority document was received after the time limit prescribed in Rule 17.1(a) or the request to prepare and transmit the priority document was submitted to the receiving Office after the applicable time limit under Rule 17.1(b)). Even though the priority document was not furnished in compliance with Rule 17.1(a) or (b), the International Bureau will nevertheless transmit a copy of the document to the designated Offices, for their consideration. In case such a copy is not accepted by the designated Office as priority document, Rule 17.1(c) provides that no designated Office may disregard the priority claim concerned before giving the applicant an opportunity, upon entry into the national phase, to furnish the priority document within a time limit which is reasonable under the circumstances.

<u>Priority date</u>	<u>Priority application No.</u>	<u>Country or regional Office or PCT receiving Office</u>	<u>Date of receipt of priority document</u>
12 Janu 2004 (12.01.2004)	2004900130	AU	01 Marc 2005 (01.03.2005)
30 June 2004 (30.06.2004)	2004903596	AU	01 Marc 2005 (01.03.2005)

The International Bureau of WIPO  
34, chemin des Colombettes  
1211 Geneva 20, Switzerland

Authorized officer

Olivier LAPIERRE

Facsimile No. (41-22) 338.70.60

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**Confidential Facsimile Transmission**

Facsimile No.: 0011 41 22 740 1435

Pages: ~~Four~~

CONFIRMATION via MAIL

ABN 58 855 816 942

The International Bureau of WIPO  
34, chemin des Colombettes  
1211 Geneva 20  
Switzerland

**22 June, 2005**

Our Ref: 42325WOP00

Speed Dial: 508

CCN: 3710000352

Contact:

Rodney Dabboussy

Dear Sirs

**Anthony Donald Songest**  
**Patent Co-Operation Treaty Patent Application No.**  
**PCT/IB2005/050128**  
**Title: COLLAPSIBLE VEHICLE COVER**

We refer to the above PCT application and advise that the name of the applicant has changed to:

**Creative Car Products Pty Ltd**  
**(ABN 62 112 601 724)**

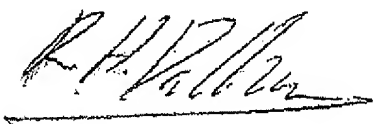
by way of assignment. We **enclose** the original document herewith.

The details of the Address, State of Residence and State of Nationality remain the same.

Please update your records accordingly.

We look forward to receiving official notification of recordal of the above change in due course.  
Please also arrange to have the original assignment document returned to us.

Yours respectfully  
**Shelston IP**



## PATENT COOPERATION TREATY

PCT

NOTIFICATION OF THE RECORDING  
OF A CHANGE(PCT Rule 92bis.1 and  
Administrative Instructions, Section 422)

From the INTERNATIONAL BUREAU

To:

RECEIVED  
Shelston DABBOUSSY, Rodney  
SHELSTON IP  
60 Margaret Street  
Sydney, NSW 2000  
Australia

05 JUL 2005

Mail  
No. 

100804

To  
RDW

Initials

Action

Date

Date of mailing (day/month/year)  
28 June 2005 (28.06.2005)Applicant's or agent's file reference  
42325WOP00

## IMPORTANT NOTIFICATION

International application No.  
PCT/IB2005/050128International filing date (day/month/year)  
12 January 2005 (12.01.2005)

## 1. The following indications appeared on record concerning:



the applicant



the inventor



the agent



the common representative

Name and Address

State of Nationality

GB

State of Residence

AU

Telephone No.

Facsimile No.

Teleprinter No.

## 2. The International Bureau hereby notifies the applicant that the following change has been recorded concerning:



the person



the name



the address



the nationality



the residence

Name and Address

CREATIVE CAR PRODUCTS PTY LTD  
806 Barrenjoey Road  
Palm Beach, NSW 2108  
Australia

State of Nationality

GB

State of Residence

AU

Telephone No.

Facsimile No.

Teleprinter No.

## 3. Further observations, if necessary:

**The company indicated in box 2 has been added to the application as applicant for all designated States except US. As a consequence, SONGEST, Anthony, Donald becomes applicant for US only and inventor for all States.**

## 4. A copy of this notification has been sent to:



the receiving Office



the designated Offices concerned



the International Searching Authority



the elected Offices concerned



the International Preliminary Examining Authority



other:

The International Bureau of WIPO  
34, chemin des Colombettes  
1211 Geneva 20, Switzerland

Authorized officer

Sonnia GARCIA MELLITI (Fax : 4122 338

Facsimile No. (41-22) 338.70.60

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ABN 58 855 816 942

The International Preliminary Examining Authority  
Australian Patent Office  
PO Box 200  
Woden ACT 2606

20 October, 2005

Our Ref: 42325WOP00

Speed Dial: 508

CCN: 3710000352

Dear Sirs

Contact:

Rodney Dabboussy

**Patent Co-Operation Treaty Patent Application No.**  
**PCT/IB2005/050128**  
**Creative Car Products Pty. Ltd.**  
**Title: COLLAPSIBLE VEHICLE COVER**

We refer to the First Written Opinion of the International Preliminary Examining Authority mailed on 17 March, 2005 in respect of the above application.

Pursuant to Article 34, the Applicant requests the International Preliminary Examining Authority take into account the following comments when conducting the International Preliminary Examination.

## COMMENTS

We note that in the First Written Opinion, the Examining Authority asserts that US 3465765 "explicitly discloses all the features of claims 1-6" of the present application. We respectfully submit that this assertion is incorrect.

US 3465765 discloses a shelter for a vehicle including a horizontal plate 11 and a frame for supporting a sheet material connected to the plate. Figures 1 to 4 show that the frame comprises a plurality of arcuate supports 17 extending both laterally and longitudinally across the plate 16. It is noted that at several locations on the frame one support cross over another to define join locations.

However, we note that US 3465765 does not disclose at least two of the supports (hoop members) extending diagonally across the plate 11 in a cruciform orientation as is stipulated by claim 1 of the present application. The diagonal extension of the hoop members 22 is clearly depicted on Figure 3 of the present application. Further, it appears that none of the cited documents D1 -D6 disclose this feature.

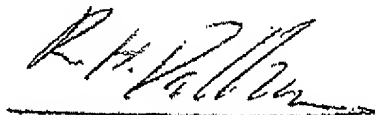
The applicant has found that this diagonal support member configuration advantageously provides a stronger structure for resisting wind loads, whilst minimising the number of support (hoop) members required. In addition, resilient members can be used, which are lighter and easier to store in kit form. It is uncertain if the arcuate supports of US 3465765 are resilient as it is stated that they "may be flat bands of material such as plastic, or aluminium" (column 2, lines 26-27), which of course may be rigid or resilient.

20 October, 2005

It is submitted that the diagonally extending hoop member feature stipulated by claim 1 of the present application does not constitute a mere workshop improvement but rather provides a significant inventive step and confers novelty over the prior art.

In light of the above, we would be grateful if the IPEA would establish a clear report.

Yours respectfully  
Shelston IP



Encl.